

ORDINANCE NO. 2019- 06

**AN ORDINANCE OF THE BOARD OF
COMMISSIONERS OF WARRICK COUNTY, INDIANA
ESTABLISHING THE WARRICK COUNTY PUBLIC NUISANCE FUND**

WHEREAS, Indiana's Home Rule statute (Ind. Code 36-1-3, *et seq.*) grants the Board of Commissioners of Warrick County the power to create, by ordinances, funds that are necessary to conduct the affairs of the County; and

WHEREAS, Warrick County, IN Code of Ordinances, Section 157.03(J)(v) authorizes the establishment of a Public Nuisance Fund into which any and all abatement fees, penalties, and fines collected pursuant to Chapter 157 of the Warrick County, IN Code of Ordinances shall be deposited; and

WHEREAS, the Board of Commissioners of Warrick County has determined there is a need to establish Public Nuisance Fund No. 4210 for the purpose of collecting fees, penalties, fines and damages recovered from violations of Chapter 157 and to also cover the costs of administration of the enforcement of Chapter 157 of the Warrick County, IN Code of Ordinances;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, that:

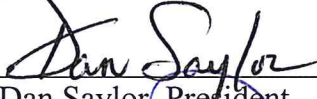
Section 157.03(J)(5) of the Code of Ordinances of Warrick County, Indiana, is hereby amended to read as follows:

(5) *Public Nuisance Fund.* Any and all abatement fees, penalties and fines collected as a result of violations of and pursuant to this chapter shall be deposited into Public Nuisance Fund No. 4210. In addition to collecting fees, penalties and fines, the fund shall also be used to collect any damages recovered as a result of violations of this Chapter. Furthermore, the Commissioners may use the fund to reimburse the County for costs incurred by the County in the abatement of properties in violation of this Chapter in the discretion of the Board of Commissioners. Collections deposited in Fund 4210 shall not revert, but the Fund shall instead be perpetual until terminated by the terms of this Ordinance or by enactment of a subsequent ordinance or amendment. In the event the Warrick County Public Nuisance Fund is terminated for any reason, the disposition of the fund balance, if any, shall be determined by the Board of Commissioners of Warrick County.

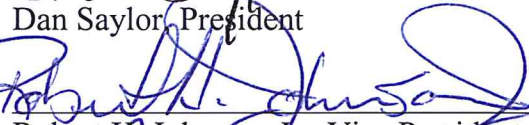
This Ordinance shall be effective upon passage.

Passed and adopted by the Warrick County Board of Commissioners this 25th day of March, 2019.

WARRICK COUNTY
BOARD OF COMMISSIONERS



Dan Saylor, President



Robert H. Johnson, Jr., Vice President



Terry J. Phillippe, Member

ATTEST:



Deborah K. Stevens, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:



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